

**THE UNITED STATES DISTRICT COURT  
NORTHER DISTRICT OF OHIO  
EASTERN DIVISION**

|                           |   |                                  |
|---------------------------|---|----------------------------------|
| UNITED STATES OF AMERICA, | ) | CASE NO.: 1:19CR351              |
|                           | ) |                                  |
| Plaintiff,                | ) | JUDGE JOHN ADAMS                 |
|                           | ) |                                  |
| v.                        | ) | <b><u>NOTICE OF POSSIBLE</u></b> |
|                           | ) | <b><u>UPWARD VARIANCE</u></b>    |
| BENJAMIN ROSS,            | ) |                                  |
|                           | ) |                                  |
|                           | ) |                                  |
|                           | ) |                                  |
| Defendant.                | ) |                                  |

This Court hereby gives notices of a possible upward variance as it relates to Defendant Benjamin Ross based upon the following 18 U.S.C. § 3553(a) factors:

1. The nature and circumstances of the offense.
2. The history and characteristics of the defendant, including his criminal history and all other relevant characteristics.
3. The need for the sentence imposed to reflect the seriousness of the offense, to promote respect for the law, to provide just punishment for the offense, to afford adequate deterrence to criminal conduct, and to protect the public from further crimes of the defendants.

IT IS SO ORDERED.

January 22, 2020  
Date

/s/ Judge John R. Adams  
JUDGE JOHN R. ADAMS  
UNITED STATES DISTRICT COURT